

Public Law No. 13-24
HOUSE BILL NO. 13-170, HD1

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~~fees and costs in Superior Court Civil Action No. 95-853, subject to the Office of the Attorney General's determination that the expenditure is consistent with Article X, section 9 of the N.M.I. Constitution.~~

(3) All judgments against the government claims, including the remaining claim for attorney's fees and costs submitted by the other third-party defendant in Civil Action 97-486, shall be disbursed upon the Attorney General's approval as expenditure authority.

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~~(d) First Senatorial District Reserve Fund. Notwithstanding any law to the contrary, the Secretary of Finance shall reserve \$150,000.00 from the total funds appropriated for operations to the First Senatorial District for typhoon disaster relief by proportionately reducing each First Senatorial District agency's appropriated funds accordingly. The funds reserved herein shall be available for expenditure in accordance with Article VI of the NMI Constitution (Amendment 25).~~

(e) MVA Field Offices. There is hereby appropriated \$100,000 from MVA's appropriation to be allocated equally between the First and Second Senatorial Districts for personnel hiring.

(f) Rota and Tinian Public Library. There is hereby appropriated \$100,000 to be allocated equally between the First and Second Senatorial Districts to hire personnel for the public libraries on Rota and Tinian.

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Section 505. Enforcement of Employment Ceilings. No person may be hired on a temporary, part-time, probationary, provisional, permanent, or other basis unless a vacant FTE exists for that person ~~and filling the FTE is consistent with the restrictions under section 519,~~ and with Article X, Section 7 of the N.M.I. Constitution. For purposes of this section, the term "vacant" includes new FTEs. In addition to any other penalties or remedies as may be provided by law, any person who hires or approves the hiring of any person, in violation of this provision, shall be personally liable for the costs of employment of the person hired illegally, together with reasonable costs and attorneys fees in any action brought by any taxpayer to recover on behalf of the Commonwealth monies improperly spent, of which spending is hereby declared as not for a public purpose, as a result of such illegal hiring. A right of action is hereby created in every Commonwealth taxpayer to enforce this section, as a

1 supplement to all other rights and remedies as may already exist at law or in equity. Sections
2 301 and 401 of this Act are specifically made subject to this section.

3 Section 506. Legislative Budget Authority.

4 (a) Expenditure authority for funds appropriated for salaries of members of
5 the Legislature, designated in the budget worksheets as total personnel funds under
6 "Senate" and "House of Representatives," is vested in the Secretary of Finance. Such
7 funds shall not be reprogrammed.

8 (b) In accordance with Article II, § 16 (b) and (c) of the N.M.I. Constitution, as
9 amended by Legislative Initiative 10-8, the following amounts subject to section 501(b)
10 herein are hereby appropriated as follows:

11 (1) each member shall receive \$155,000 for office and related expenses
12 including all expenses for travel; each member shall be the expenditure
13 authority for such funds unless as provided herein. Members may voluntarily
14 pool all or part of these funds and may designate an expenditure authority
15 pursuant to a pooling agreement. Such funds shall not be reprogrammed for
16 expenditure other than as provided in this paragraph.

17 (2) Each presiding officer shall also receive \$400,000 to support the
18 operations and activities of each house in accordance with its respective rules,
19 and shall have expenditure authority for such funds; provided that the presiding
20 officers shall equally distribute half of that amount among the standing
21 committees for their operations and activities; provided further that expenditure
22 authority for funds distributed to standing committees shall be vested in the
23 chairpersons of the respective standing committees and such funds shall be
24 expended for any lawful purpose but shall not be reprogrammed other than as
25 provided in this paragraph.

26 (3) No expenditure of funds appropriated under this subsection unless
27 provided by law or authorized under the official rules of the house of which the
28 expenditure authority is a member.

29 (c) Legislative Bureau Appropriation. There is hereby appropriated \$2 million
30 to the Legislative Bureau, in accordance with N.M.I. Const. art. II, § 16(d),^{*} as amended,

1 subject to section 501(b) herein and with the expenditure authority vested in the
2 Director of the Legislative Bureau. The Director of the Legislative Bureau may
3 reprogram funds appropriated to the Bureau without any limitation other than that
4 imposed by 1 CMC § 7402 (c)(3). Funds appropriated to the Legislative Bureau shall
5 not be expended or reprogrammed other than for the activities and operations of the
6 Legislative Bureau.

7 (d) Retirement contribution. In implementing the mandate of N.M.I. Const. art.
8 II, § 16(a), as amended, relating to employer contributions to the government retirement
9 fund, the Secretary of Finance is designated as expenditure authority for such funds
10 which shall not be reprogrammed.

11 (e) Limitations on Expenditures. As provided by N.M.I. Const. art. II, § 16,
12 as amended, no part of the appropriations for the Legislature or the Legislative
13 Bureau, other than a member's salary, may be used for personal or political activities.
14 The Legislative Bureau shall not purchase, rent, or lease vehicles for the use of
15 individual members of the legislature or their offices. The Legislative Bureau shall
16 not defray travel expenses of individual members of the Legislature or their personal
17 staff, except as approved by joint resolution.

18 (f) Employment Ceilings. Pursuant to Article X, § 7 of the
19 Commonwealth Constitution, the following employment ceilings are hereby
20 established with respect to the funds appropriated to the legislative branch by this Act.

21 (1) Each member of the Legislature may hire not more than ten
22 employees paid from funds appropriated and allocated to each individual
23 member pursuant to subsection (b)(1) of this section.

24 (2) Provided further that employment ceilings, separate from that set
25 by subsection (f)(1), for funds appropriated under subsection (b)(2) of this
26 section are established as follows:

27 (i) for the Office of the Speaker and the House standing
28 committees, not more than 20 employees may be paid from subsection
29 (b)(2) funds appropriated to the House Speaker;

(ii) for the Office of the President and the Senate standing committees, not more than 20 employees may be paid from subsection (b)(2) funds appropriated to the Senate President;

(iii) The Speaker of the House and the President of the Senate shall determine the distribution of employees provided under subsection (f)(2) within their respective houses.

(3) The Legislative Bureau may have not more than 35 employees paid from funds appropriated under this section.

Section 507. Legislative Staff Exemption. Legislative staff employed by individual legislators may be compensated out of each legislator's allotment share, or out of any joint account established by several legislators, pursuant to section 506 of this Act. The restriction on reprogramming from nonpersonnel to personnel pursuant to 1 CMC § 7402 (c)(3) shall not be applicable to the personnel costs associated with employing such staff or staff paid from accounts established pursuant to section 506 of this Act. 1 CMC § 1272 shall not apply with respect to employment funded by this act or continuing appropriations budget authority based on this Act.

Section 508. Expenditure Authority of Appropriated Funds. The funds appropriated pursuant to this Act shall be expended by the expenditure authority provided in 1 CMC § 7401 (a), (b), (c)(4) and (d) through (r), except as provided below:

(a) The Mayor and the Chairpersons of the Municipal Councils of the respective Senatorial Districts shall have the expenditure authority for appropriations for their respective offices. Each Municipal Council chairperson shall allocate, and provide for the expenditure of, the funds appropriated to the Council in accordance with the Official Rules of the Council. Additionally, in accord with the Superior Court's decision in the case of *Inos v. Tenorio*, the Mayors shall also have expenditure authority over resident government departments in the First and Second senatorial districts respectively unless the Governor revokes expenditure authority in a manner consistent with the Superior Court's holding in *Inos v. Tenorio*, to wit: expenditure authority over resident departments that are primarily concerned with the delivery of public services can be revoked only on a prior showing of just cause, but the Governor

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1 has discretion to revoke expenditure authority over those departments that are
2 primarily concerned with enforcing the law.

3 (b) For the Ground Water Management and Protection Act Fund, expenditure
4 authority is vested in the director of the Division of Environmental Quality.

5 (c) For the Flame Tree Arts Festival, expenditure authority is vested in the
6 executive director of the Commonwealth Council for Arts and Culture.

7 (d) For the NMI Protection and Advocacy System, expenditure authority is
8 vested in the chairperson of the board of directors or his or her designee.

9 (e) For the Northern Mariana Islands Youth Congress, the expenditure
10 authority is vested in the Director of the Legislative Bureau with the concurrence of
11 the Speaker of the Northern Mariana Islands Youth Congress.

12 (f) For the Developmental Disabilities Planning Agency, the expenditure
13 authority is vested in the executive director of the agency.

14 (g) For the Marianas Bound (KARIDAT), the expenditure authority is vested
15 in the chairperson of the board of directors.

16 (h) For the Micronesian Legal Services Corporation, the expenditure authority
17 is vested in the executive director of the corporation.

18 (i) For the Ayuda Network, the expenditure authority is vested in the
19 chairperson of the board of directors.

20 (j) For all government agencies receiving appropriated funds for personnel or
21 staff housing, administrative and expenditure authority over housing and
22 accompanying funds, including but not limited to approval of lease agreements, is
23 vested in the appropriate agency officials designated by law as having expenditure
24 authority.

25 (k) For the Cops Universal Hiring Program, the expenditure authority is
26 vested in the Commissioner of Public Safety with the concurrence of the executive
27 director of the Criminal Justice Planning Agency.

28 (l) For the Joeten-Kiyu Public Library, expenditure authority is vested in the
29 chairperson of the Commonwealth Library Council.

1 (m) For the Commonwealth Museum, expenditure authority is vested in the
2 chairperson of the Board of Governors of the Commonwealth Museum or designee,
3 notwithstanding 2 CMC § 4880 (d).

4 (n) For the Board of Education, expenditure authority is vested in the
5 chairperson of the Board of Education. Expenditure authority for the Public School
6 System is vested in the Commissioner of Education or designee. Pursuant to the
7 constitutional autonomy of the Public School System mandated by Article XV,
8 Section 1(b) and (c) of the N.M.I. Constitution and notwithstanding subsection (a) of
9 this section, the provisions of this subsection apply to all senatorial districts.

10 (o) For the Chamorro--Carolinian Language Commission, the expenditure
11 authority shall be vested in the executive director of the commission.

12 (p) For the Domestic Violence Task Force, expenditure authority is vested in
13 the Family Violence Task Force chairperson with concurrence of the FVTF
14 coordinator.

15 (q) For Judgments Against the Government, the expenditure authority shall be
16 vested in the Attorney General.

17 (r) For the public libraries on Rota and Tinian, the mayor of the respective
18 municipalities shall have expenditure authority.

19 (s) For the Public Assistance Program on Matching Funds, expenditure
20 authority shall be the Governor or his designee.

21 (t) For Crime Stoppers International, the Commissioner of the Department of
22 Public Safety shall have expenditure authority.

23 (u) For Section 103 (b) Independent Programs, unless otherwise provided
24 herein or in any other provision of law, expenditure authority shall be vested in the
25 Secretary of Finance.

26 (v) For the Supreme Court, the Chief Justice shall be the expenditure
27 authority.

28 (w) For the Superior Court, the expenditure authority shall be vested in the
29 Presiding Judge.

(x) For the Northern Marianas College, the president shall have expenditure authority over its appropriated funds.

Section 509. Management of Funds. The Secretary of Finance shall regulate and control the expenditure of public funds that are appropriated and allocated by this Act so that no activity may expend appropriated funds contrary to the law or fiscal management policies and practices of the Commonwealth. Provided that, in addition to the report required under 1 CMC § 7209, the Secretary of Finance shall submit at the end of each quarter, an itemized report on the expenditures for personnel and operations of each executive branch departments and agencies for the quarter ended and, if applicable, year-to-date totals as of the close of the reporting period.

Section 510. Reprogramming Authority. Except as otherwise provided herein, reprogramming of funds appropriated under this act shall be in accordance with 1 CMC § 7402. Provided that the Governor shall be the reprogramming authority for any government activity or program without a designated reprogramming authority.

Section 511. Restriction on Charging Multiple Accounts. No employee of any branch of government may receive salaries from more than one FTE, nor from more than one local account except as provided in sections 506 and 507 of this Act; provided, that this section shall not apply with respect to teachers, substitute teachers, or teacher aides.

Section 512. Earmarked Funds. The earmarking provisions of Public Laws 10-66 and 11-25 are hereby suspended for Fiscal Year 2003, such that monies earmarked under these laws that are not explicitly appropriated by this Act with reference to those laws for their earmarked purposes are hereby transferred to the general fund for general appropriation under this Act. The earmarking and automatic appropriation of funds under Public Law 10-1 is not affected or amended by this Act. Provided further that notwithstanding any law to the contrary the following amounts from the specific funds so listed shall be transferred to the general fund for general appropriation under this Act:

- | | |
|---------------------------------|-----------|
| (a) Tobacco License Fund | \$ 40,878 |
| (b) Agricultural Revolving Fund | \$ 80,974 |
| (c) Probation Services Fund | \$ 45,982 |
| (d) Animal Health Fund | \$ 63,820 |

1 Section 513. Retroactive salary adjustment. No employee shall receive a retroactive
2 salary adjustment for any period earlier than 30 days prior to the effective date of this Act,
3 provided that this limitation shall not be applicable to civil service within-grade increases,
4 and provided further that employees who were paid less than 5% on their annual increment
5 pursuant to Public Law 7-31 shall receive equivalent to 5% but shall not exceed 15%
6 retroactive to the date of the employee's within-grade increase.

7 Section 514. Salary Exemption. Notwithstanding 1 CMC §§ 8245 (f) and 8248 and
8 or any contrary provision in this act, U.S. certified public accountants, attorneys, and
9 engineers who are employees of the CNMI Government, whose primary responsibilities
10 consist of the practice of their profession, and who have been admitted to practice in a U.S.
11 jurisdiction for at least one year, may receive an annual salary in excess of \$50,000 but not
12 more than \$70,000.

13 Section 515. Maximum Salaries.

14 (a) Notwithstanding 1 CMC § 8245 (a), the Secretary of Community and
15 Cultural Affairs, the Secretary of Commerce, the Secretary of Lands and Natural
16 Resources, and the Secretary of Labor and Immigration shall each receive an annual
17 salary of not more than \$52,000.

18 (b) Notwithstanding 1 CMC § 8245 (c), the annual compensation for resident
19 department heads shall not be more than \$45,000.

20 (c) Notwithstanding 1 CMC § 8245 (d), the annual compensation for
21 unclassified ~~division~~ directors ~~of the principal executive departments~~ shall be not
22 more than \$45,000, except that the director of the customs division shall receive an
23 annual salary of not more than \$48,000, and that unclassified directors who are
24 considered essential services personnel and are receiving \$45,000 shall be entitled to
25 receive differentials on top of their base salaries. Provided further that a deputy
26 secretary for a principal executive department may receive an annual salary not to
27 exceed \$50,000.

28 Section 516. Ph.D., J.D., C.P.A. Exemption. Notwithstanding sections 514 and 515,
29 of this Act and 1 CMC §§ 8245 and 8248 (a), a department secretary or activity head
30 (including the Commissioner of Education) who holds either a Ph.D., or a J.D. degree, or is a

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1 U.S. certified public accountant, may receive an annual salary in excess of \$50,000 but not
2 more than \$80,000.

3 ~~Section 517. Salary Ceilings. Public Laws 7-31, 8-15, 8-6, 9-25, 10-35, and 10-85~~
4 ~~with reference to salaries of graded or ungraded positions, shall be strictly adhered to. All~~
5 ~~salary classification and compensation outside the above laws shall be first sanctioned by the~~
6 ~~Legislature before implementation.~~

7 Section 518. Medical Referral Program.

8 (a) Appropriation from 1 CMC § 7831 funds. Notwithstanding any other
9 provision of law, and given the Public Auditor's budget submission indicating that
10 \$2,228,824 is sufficient funding for the Office of the Public Auditor for FY 2003, the
11 excess of those funds that would otherwise be allotted to the Public Auditor pursuant
12 to 1 CMC § 7831 above \$2,228,824 is hereby instead appropriated to pay for medical
13 referral and for renal, bone marrow, and heart transplant expenditures of the
14 Department of Public Health.

15 ~~(b) Expenditure of DPH lapsed funds. Funds available at the end of the fiscal~~
16 ~~year from lapsed salaries of new or vacant positions for the Department of Public~~
17 ~~Health Services shall be reprogrammed to pay for medical referral expenditures. The~~
18 ~~Secretary of Finance shall report to the Legislature the full accounting of all lapsed~~
19 ~~salary funds no later than 10 days after the end of each quarter. Provided, further that~~
20 ~~funds appropriated for Department of Public Health Services operations but not~~
21 ~~obligated as of the last day of FY 2003 shall also be reprogrammed to pay for medical~~
22 ~~referral expenditures.~~

23 ~~(c) Hotel accommodations for acute care patients. Subject to availability of~~
24 ~~funding, an acute care patient referred by the Department of Public Health for off-~~
25 ~~island treatment shall be accommodated at hotel room with a bedroom separate from~~
26 ~~the living quarters.~~

27 ~~(d) Patient escort. In addition to any statute, rule or regulation governing~~
28 ~~DPH's medical referral program and subject to availability of funding, the Department~~
29 ~~of Public Health Health shall provide a family escort for a patient referred off island~~
30 ~~for major surgery.~~

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(e) Inter-island medical referral housing allowance. Notwithstanding any other provision of law, the Secretary of Public Health shall pay reasonable housing allowance, from funds appropriated for the Department of Public Health's operations budget, of not less than \$50 per day to a medical patient referred from the other islands to Saipan, if there is no government quarters available for such patients. This allowance shall be in effect while a patient remains in Saipan under referral status.

Section 519. ~~Other Employment Authority.~~

~~(a) Any limited term position or appointment which has exceeded one year on the effective date of this Act or thereafter shall be converted to a full time equivalent position.~~

~~(b) No reclassification to a higher position or pay level is effective unless authorized by law.~~

~~(c) Notwithstanding any provision of law, an FTE position for which funding has been reprogrammed shall be considered "zero funded" and shall not be filled during the fiscal year.~~

~~(d) No FTE for a special assistant position shall be created and filled under the Office of the Governor or any executive branch agency unless provided by law.~~

Section 520. ~~30% Bonus and Lump Sum Payment of Annual Leave for Executive, Judicial and Legislative Branch Employees.~~ There is hereby appropriated \$90,000 to pay for the 30% retirement bonus and lump sum payment of unused annual leave. All agency heads shall ensure equal treatment of all government employees who elect to retire and are qualified to receive the 30% bonus and their unused annual leave as a lump sum payment. The Secretary of Finance shall be the expenditure authority over this appropriation and shall process such payments upon request of the appropriate agency and based on the chronological order the requests were received by the Department of Finance.

Section 521. Deficit Reduction. The Secretary of Finance shall reserve at least 2% of the total fiscal year appropriation for the purpose of retiring the government's accumulated deficit. Provided further that notwithstanding any provision of law, in the event of a continuing appropriation, this 2% requirement shall remain in effect until the passage of appropriation act(s) providing budget authority for a subsequent fiscal year.

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1 Section 522. Continuing Appropriations. Until the annual appropriation act(s) for a
2 subsequent fiscal year is (are) enacted into law superseding budget authority based on this
3 Act, the appropriation levels, criminal penalties, and administrative provisions for
4 government operations and obligations provided under this Act shall continue to apply with
5 respect to any continuing budget authority.

6 Section 523. Criminal Penalties. The criminal penalties set forth in the Planning and
7 Budgeting Act of 1983, as amended (1 CMC § 7701 et seq.), shall apply to this Chapter.

8 **CHAPTER VI. SUPPLEMENTAL ADMINISTRATIVE PROVISIONS**

9 Section 601. ~~Amendment. The following provision shall be inserted into the NMI~~
10 ~~Retirement Act of 1988, as amended, shall remain in effect until subsequently amended or~~
11 ~~repealed:~~

12 ~~“Late Payment of the 30% Bonus and Lump sum Payment of Unused Annual~~
13 ~~Leave. Notwithstanding any provision of law, all payments of unused annual leave~~
14 ~~and 30% early retirement bonus shall be used in calculating a government employee’s~~
15 ~~retirement benefits, including annuities if applicable, notwithstanding that such~~
16 ~~payments were actually paid to the employee in the year following the effective date~~
17 ~~of retirement from government service.”~~

18 Section 602. Independent services contractors, consultants, and professional services
19 contractors.

20 (a) Consistent with section 307 (b)(3) of Executive Order 94-3, which
21 excluded independent service contractors, consultants, and professional services
22 contractors from the definition of “employee” under 1 CMC § 8243(a) and which
23 shall have no legal effect upon this Act’s effective date, the following amendments so
24 indicated shall be incorporated into 1 CMC § 8243 (a) and shall remain in effect until
25 subsequently amended or repealed:

26 “§ 8243. Definitions.

27 (a) “Employee” includes full-time and part-time personnel, and
28 employees of federal programs who receive their paychecks from the
29 Commonwealth government. “Employee” does not include a fund
30 custodian pursuant to 1 CMC § 8352, an investment agent pursuant to

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1 1 CMC § 8353, or an independent services contractor, a consultant, or
2 a professional services contractor.”

3 (b) The following sentence is inserted at the end of 1 CMC § 7404(a) and
4 shall remain in effect until subsequently amended: “Provided however that this
5 section shall not apply to the procurement of independent services contractors,
6 consultants, and professional services contractors by any of the mayors or municipal
7 councils, and by the Legislature.”

8 (c) Sanction. Any independent contract, involving consulting or any
9 professional or nonprofessional services, in excess of any applicable salary ceiling and
10 executed prior to the effective date of this Act is hereby approved for purposes of
11 compliance with section 526 of Public Law 11-41.

12 Section 603. Solid Waste Management Revolving Fund.

13 ~~(1) The following provisions shall be inserted into the Commonwealth Code~~
14 ~~subject to codification by the Law Revision Commission and shall remain in effect~~
15 ~~until subsequently amended or repealed.~~

16 ~~“Section 101 Establishment of the Solid Waste Management Revolving Fund.~~

17 ~~(a) There is hereby established with the commonwealth treasury a~~
18 ~~solid waste management revolving fund (“revolving fund”) which shall be~~
19 ~~accounted for separately from the general fund.~~

20 ~~(b) All monies received either as payment of fees from legislative~~
21 ~~appropriations or other laws, or as federal grants or loans proceeds shall be~~
22 ~~deposited into the revolving fund. Expenditure authority over the revolving~~
23 ~~fund is vested in the Secretary of Public Works. Once appropriated revolving~~
24 ~~fund monies shall be available for expenditure without fiscal year limitation.~~

25 ~~(c) The Secretary of Finance shall allocate the Solid Waste~~
26 ~~Management Revolving Fund into sub-accounts for each of the three~~
27 ~~senatorial districts respectively with 10% of the revolving fund reserved for~~
28 ~~the First and Second Senatorial Districts respectively.~~

29 ~~(d) The Saipan sub-account shall be further divided to ensure that~~
30 ~~adequate funding is reserved to cover the costs of the closure of Puerto Rico~~

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~~Dump and to provide for capital purchase of equipment. Provided that funds necessary to manage any debt incurred in closing Puerto Rico Dump and to purchase replacement equipment shall be set aside first.~~

~~(e) The Solid Waste Management Revolving Fund and any sub-accounts thereof shall be audited on an annual basis.~~

~~(2) Amendment. 2 CMC § 3520 is hereby repealed and reenacted to read as follows and remaining effect until subsequently amended or repealed:~~

~~“§ 3520. Deposits. All tipping fees or other solid waste disposal or collection fees collected by the Division of Solid Waste Management shall be deposited into the Solid Waste Management Revolving Fund.”~~

~~(3) Reservation of excise tax. The following provision shall be inserted into the tax code codified in Title 4 of the Commonwealth Code and shall remain in effect until subsequently amended or repealed: “The portion of 10% of excise taxes collected under § 1402 shall be reserved for the solid waste management program and shall be deposited into the Solid Waste Management Revolving Fund.”~~

Section 604. Amendment. The following new subsection (g) shall be inserted into 1 CMC § 8402 and shall remain in effect until subsequently amended or repealed:

“(g) he or she has been exempted by the Governor with the concurrence of the Retirement Fund Board pursuant to 1 CMC § 8392(a)(5).”

Section 605. Special Provision. Notwithstanding section 5 of Public Law 13-1, employees of the Rota Municipal Council and employees of the Tinian Municipal Council, who lost their civil service status as a result of Public Law 13-1, shall be given, for a period of three years from the effective date of Public Law 13-1, first priority for reemployment or transfer, within the First Senatorial District and Second Senatorial District, respectively, to any civil service position for which he or she is qualified, as the Civil Service Commission may determine in accordance with N.M.I. Const. art. XX, § 1.

CHAPTER VII. GENERAL PROVISIONS

Section 701. Severability. If any provision of this Act, or its application to any person or circumstance, is held invalid, the invalidity does not affect other provisions or

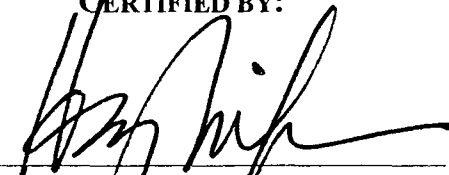
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1 applications of the Act which can be given effect without the invalid provision or
2 applications, and to this end the provisions of this Act are severable.

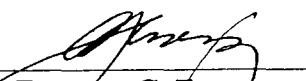
3 Section 702. Savings Clause. This Act and any repealer contained herein shall not
4 be construed as affecting any existing right acquired under contract or acquired under statutes
5 repealed or under any rule, regulation or order adopted under the statutes. Repealers
6 contained in this Act shall not affect any proceeding instituted under or pursuant to prior law.
7 The enactment of this Act shall not have the effect of terminating, or in any way modifying,
8 any liability civil or criminal, which shall already be in existence at the date this Act becomes
9 effective.

10 Section 703. Effective Date. This act shall become law upon its approval by the
11 Governor or it becoming law without such approval.


CERTIFIED BY:


HEINZ S. HOFSCHEIDER
SPEAKER OF THE HOUSE

ATTESTED TO BY:


EVELYN C. FLEMING
HOUSE CLERK

Approved this 10th day of September, 2002


JUAN N. BABAUTA
GOVERNOR
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

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COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SUMMARY OF APPROPRIATIONS
FISCAL YEAR 2003

BRANCH / DEPARTMENT / AGENCY	FTE CELING	PERSONNEL	OPERATIONS	TOTAL APPROPRIATION
A) Judicial Branch				
1) Supreme Court	27	1,331,145	271,743	1,602,888
2) Superior Court	86	2,880,314	256,924	3,137,238
3) Law Revision Commission	6	276,328	35,894	312,222
Sub-total	119	\$ 4,487,787	\$ 564,561	\$ 5,052,348
B) Legislative Branch				
1) Senate	110	367,800	1,795,000	2,162,800
2) House of Representative	200	735,700	3,190,000	3,925,700
3) Legislative Bureau	35	1,787,785	212,215	2,000,000
4) Northern Marianas Youth Congress	2	54,369	40,536	94,905
5) Retirement Benefit Contributions	-	900,000	-	900,000
Sub-total	347	\$ 3,845,654	\$ 5,237,751	\$ 9,083,405
C) Office of the Washington Rep.	16	\$ 851,974	\$ 859,832	\$ 1,711,806
D) Executive Branch				
1) Governor				
a) Governor's Office	31	1,505,650	316,016	1,821,666
b) Governor's Disc. Fund	-	-	201,500	201,500
c) Lt. Governor's Office	16	676,959	133,164	810,123
d) Lt. Governor's Disc. Fund	-	-	127,774	127,774
e) Administration Services	24	808,149	143,408	951,557
f) Management & Budget	18	870,269	155,661	1,025,930
g) Program & Leg. Review	4	170,581	6,716	177,297
h) Public Info. & Protocol	4	155,340	100,787	256,127
i) Guam Liaison	4	165,554	102,078	267,632
j) Honolulu Liaison	8	430,366	93,864	524,230
k) Emergency Mngt Office	36	1,349,739	137,964	1,487,703
l) Scholarship Office	3	128,803	4,102,552	4,231,355
m) Personnel Management Office	34	1,430,697	181,770	1,612,467
n) Carolinian Affairs Office	14	432,178	18,310	450,488
o) Indigenous Affairs Office	4	188,215	16,364	204,579
p) Board of Parole	6	194,062	69,560	263,622
r) Youth Affairs Office	2	80,259	9,044	89,303
s) Woman's Affairs Office	10	334,302	57,743	392,045
t) Public Defender	12	625,506	66,584	692,090
u) Criminal Justice Planning Agency	7	310,033	3,100	313,133
v) DEQ / Litter Control	5	123,234	121,220	244,454
w) Ground Water Prot. Act	5	127,438	1,274	128,712
x) Environmental Prot. Act	5	101,770	1,018	102,788
Total	252	\$ 10,209,103	\$ 6,167,471	\$ 16,376,574

Public Law No. 13-24

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SUMMARY OF APPROPRIATIONS
FISCAL YEAR 2003

BRANCH / DEPARTMENT / AGENCY	FTE CELING	PERSONNEL	OPERATIONS	TOTAL APPROPRIATION
2) Attorney General Office				
a) Attorney General	45	2,520,307	84,059	2,604,366
b) Consumer Counsel	2	120,405	1,204	121,609
c) Investigation Unit	6	259,569	24,637	284,206
d) Special Investigation	3	180,223	24,835	205,058
Total	56	\$ 3,080,505	\$ 134,735	\$ 3,215,240

3) Community and Cultural Affairs				
a) Office of the Secretary	10	525,360	167,535	692,895
b) Sports & Recreation	13	405,818	6,551	412,369
c) Historic Preservation	8	287,068	11,449	298,517
d) Office of Aging	16	463,369	10,146	473,515
e) Council for Arts & Culture	9	232,500	9,971	242,471
f) Veteran's Affairs Office	3	123,788	9,836	133,624
g) LIHEAP	2	53,256	303,533	356,789
h) Cham/Carolinian Lang. Comm.	5	188,928	19,774	208,702
i) Division of Youth Services	28	759,787	340,085	1,099,872
Total	94	\$ 3,039,874	\$ 878,880	\$ 3,918,754

4) Commerce				
a) Office of the Secretary	20	544,324	98,318	642,642
b) Economic Development	4	135,664	15,185	150,849
c) Central Statistics	11	347,232	14,741	361,973
d) Enforcement & Compliance	10	263,775	3,935	267,710
e) Alcohol Beve. Tobacco Control	11	261,792	5,933	267,725
Total	56	\$ 1,552,786	\$ 138,112	\$ 1,690,898

5) Labor and Immigration				
a) Office of the Secretary	22	721,353	485,536	1,206,889
b) Immigration	81	2,402,069	39,784	2,441,853
c) Labor	33	970,522	50,812	1,021,334
d) Employment Services	14	339,066	19,763	358,829
e) Workforce Investment Agency	20	548,310	509,684	1,057,994
f) LIIDS	14	357,708	217,294	575,002
g) Enforcement Fund (PL 5-32)	16	553,227	21,715	574,942
h) Deportation Fund (PL 5-32)	11	342,749	158,107	500,856
Total	211	\$ 6,235,002	\$ 1,502,695	\$ 7,737,697

6) Public Safety				
a) Commissioner's Office	9	526,974	134,934	661,908
b) Police	126	3,711,082	399,589	4,110,671

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COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SUMMARY OF APPROPRIATIONS
FISCAL YEAR 2003

BRANCH / DEPARTMENT / AGENCY	FTE CELING	PERSONNEL	OPERATIONS	TOTAL APPROPRIATION
c) Training & Academy	1	45,324	124,983	170,307
d) CJIS	-	-	19,998	19,998
e) Administration	24	562,864	85,792	648,656
f) Bureau of Motor Vehicles	12	266,424	141,959	408,383
g) Criminal Invest. Bureau	36	1,113,007	239,865	1,352,872
h) Correction	63	1,709,315	399,789	2,109,104
i) Fire	92	3,128,507	232,477	3,360,984
j) Boating Safety	8	243,857	18,846	262,703
Total	371	\$ 11,307,354	\$ 1,798,232	\$ 13,105,586

7) Finance

a) Office of the Secretary	11	467,215	195,400	662,615
b) Finance & Accounting	49	1,263,507	95,744	1,359,251
c) Treasury	13	451,853	408,925	860,778
d) Revenue & Taxation	84	1,574,873	271,528	1,846,401
e) Procurement & Supply	21	802,761	65,759	868,520
f) Customs Services	93	2,283,396	214,404	2,497,800
g) Electronic Data Processing	22	506,350	549,167	1,055,517

Total	293	\$ 7,349,955	\$ 1,800,927	\$ 9,150,882
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8) Public Health

a) Office of the Secretary	21	942,645	48,855	991,500
b) CHC	429	20,524,402	3,153,625	23,678,027
c) Environ. Quality Sanitation	26	742,924	14,944	757,868
d) Dental Services	21	799,565	13,218	812,783
e) Vocational Rehabilitation	1	53,046	10,630	63,676
f) General Public Health	26	1,269,998	28,953	1,298,951
g) Medical Supplies	-	-	1,569,238	1,569,238
h) Medical Referral	21	859,822	2,925,764	3,785,586
i) Medicaid Agency	7	126,398	1,264	127,662
j) Medical Reimbursement	-	-	1,999,800	1,999,800
k) CNMI CHIP	-	-	288,730	288,730
l) Children's Dev. Asst. Center	16	492,370	4,924	497,294
m) Mental Health & Social Svc.	20	887,140	8,871	896,011
n) Transitional Living Center	6	183,328	10,283	193,611

Total	594	\$ 26,881,637	\$ 10,079,099	\$ 36,960,736
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9) Lands and Natural Resources

a) Office of the Secretary	8	396,338	27,293	423,631
b) Agriculture	42	1,241,405	101,836	1,343,241
c) Fish & Wildlife	15	499,765	32,750	532,515
d) Land Registration & Survey	20	667,220	21,215	688,435

Public Law No. 13-24

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SUMMARY OF APPROPRIATIONS
FISCAL YEAR 2003

BRANCH / DEPARTMENT / AGENCY	FTE CEILING	PERSONNEL	OPERATIONS	TOTAL APPROPRIATION
e) Parks & Grounds	24	668,866	37,084	705,950
f) Soil & Water Conservation	2	44,964	16,116	61,080
Total	111	\$ 3,518,558	\$ 236,294	\$ 3,754,852

10) Public Works

a) Office of the Secretary	27	1,141,042	192,594	1,333,636
b) Building Safety Code	10	406,679	7,517	414,196
c) Technical Service	44	1,693,804	34,658	1,728,462
d) Operations & Maintenance	41	1,201,972	117,011	1,318,983
e) Roads & Grounds	26	760,963	17,006	777,969
f) Trans / Auto Heavy Equipment	24	878,619	141,933	1,020,552
g) Solid Waste Management	31	996,298	1,757,524	2,753,822
Total	203	\$ 7,079,376	\$ 2,268,243	\$ 9,347,619

Sub-total	2,241	\$ 80,254,151	\$ 25,004,688	\$ 105,258,839
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E) First Senatorial District - Rota

1) Mayor	115	2,544,340	151,051	2,695,391
2) Mayor's Contingency	-	-	60,608	60,608
3) Municipal Council	29	596,765	37,773	634,538
4) Labor and Immigration	24	692,550	71,184	763,734
5) Community and Cultural Affairs	20	543,343	53,733	597,076
6) Commerce	8	257,167	43,002	300,169
7) Public Safety	59	1,819,585	132,712	1,952,297
8) Finance	28	831,162	95,185	926,347
9) Public Health	72	2,170,858	232,528	2,403,386
10) Lands and Natural Resources	67	1,581,131	143,629	1,724,760
11) Public Works	34	1,055,069	73,327	1,128,396
12) Personnel	6	214,315	24,541	238,856
13) Youth ETP (PL 5-32, PL 10-1/66)	-	-	74,443	74,443
14) Rota Public Library	1	49,505	495	50,000
Sub-total	463	\$ 12,355,789	\$ 1,194,211	\$ 13,550,000

F) Second Senatorial District - Tinian

1) Mayor	161	4,680,129	119,301	4,799,430
2) Mayor's Contingency	-	-	60,600	60,600
3) Municipal Council	9	243,674	24,022	267,696
4) Labor and Immigration	28	641,672	79,376	721,048
5) Community and Cultural Affairs	10	260,927	22,032	282,959
6) Commerce	9	252,566	46,461	299,027
7) Public Safety	56	1,651,669	99,337	1,751,006

Public Law No. 13-24

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SUMMARY OF APPROPRIATIONS
FISCAL YEAR 2003

BRANCH / DEPARTMENT / AGENCY	FTE CEILING	PERSONNEL	OPERATIONS	TOTAL APPROPRIATION
8) Finance	21	599,378	32,822	632,200
9) Public Health	61	1,589,606	685,011	2,274,617
10) Lands and Natural Resources	48	1,232,140	28,381	1,260,521
11) Public Works	22	677,200	54,242	731,442
12) Personnel	9	320,628	28,125	348,753
13) Youth ETP (PL 5-32, PL 10-1/66)	-	-	70,700	70,700
14) Tinian Public Library	1	50,000	-	50,000
Sub-total	435	\$ 12,199,590	\$ 1,350,410	\$ 13,550,000

G) Office of the Mayors & Municipal Council

1) Saipan	84	1,903,381	502,954	2,406,335
2) Northern Islands	19	461,748	71,305	533,053
3) Saipan Municipal Council	5	159,250	64,179	223,429
Sub-total	108	\$ 2,524,379	\$ 638,438	\$ 3,162,817

H) Government Corporations

1) Public School System	1,111	34,713,234	2,210,106	36,923,340
a) Board of Education	5	286,588	-	286,588
2) Civil Service Commission	6	318,492	58,107	376,599
3) Election Commission	7	292,912	62,519	355,431
4) Board of Professional License	3	135,167	31,185	166,352
5) Marianas Visitors Authority	72	2,217,255	4,782,745	7,000,000
6) Board of Public Land	59	2,543,594	1,695,299	4,238,893
7) Northern Marianas College	156	6,775,388	67,754	6,843,142
a) NMC Apprenticeship (PL 5-32)	62	1,191,680	11,917	1,203,597
Sub-total	1,481	\$ 48,474,309	\$ 8,919,632	\$ 57,393,941

I) Independent Programs

1) Workers Compensation Commission	5	293,056	73,233	366,289
2) Special Annuity for Governor/Lt. Gov.	-	-	102,825	102,825
3) Retirement - P.L. 8-31	-	-	2,000,000	2,000,000
4) National Governor's Association	-	-	29,141	29,141
5) South Pacific Comm. / SPREP	-	-	21,432	21,432
6) Marianas Bound (Karidat)	-	-	126,138	126,138
7) Micronesian Legal Services	-	-	68,184	68,184
8) Agriculture Fair	-	-	20,815	20,815
9) NMI OICC	1	40,345	4,241	44,586
10) Joeten / Kiyu Public Library	10	291,471	53,132	344,603
11) Judgement Against Gov't	-	-	100,000	100,000
12) NMI Prot & Advocacy System	-	-	20,637	20,637
13) Flame Tree Arts Festival	-	-	29,432	29,432
14) Ayuda Network	-	-	62,867	62,867
15) Dev. Disabilities Council	-	-	38,880	38,880

Public Law No. 13-24

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS
SUMMARY OF APPROPRIATIONS
FISCAL YEAR 2003

BRANCH / DEPARTMENT / AGENCY	FTE		TOTAL	
	CEILING	PERSONNEL	OPERATIONS	APPROPRIATION
16) Commonwealth Museum	6	235,081	74,664	309,745
17) Domestic Violence	-	-	86,552	86,552
18) Cops Universal Hiring Program	-	-	9,999	9,999
19) C R M	-	-	75,600	75,600
20) Free Trade Zone	2	113,916	36,069	149,985
21) Government Utilities	-	-	5,000,000	5,000,000
22) 30% Retirement Bonus	-	-	90,000	90,000
23) Crime Stopper International	-	-	50,000	50,000
24) APIL / APPU	-	-	10,000	10,000
25) Public Assistance Program	-	-	44,000	44,000
Sub-total	24	\$ 973,869	\$ 8,227,841	\$ 9,201,710
Total Appropriation	5,234	\$ 165,967,502	\$ 51,997,364	\$ 217,964,866

VETOED